

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

CHRISTIE HARR,	)	Civil Action No: 2:21-cv-1560
	)	
Plaintiff,	)	
vs.	)	Honorable W. Scott Hardy
	)	
WASHINGTON AREA HUMANE SOCIETY,	)	
HUMANE SOCIETY OF THE UNITED	)	<i>Electronically Filed</i>
STATES, HUMANE ANIMAL RESCUE,	)	
ESTATE OF GLEN L. THOMSON, LAURA	)	
KOIVULA, SHALIMAR OLIVER, SAMUEL	)	
JENESKY, LEANA STORMONT, KELLY	)	
PROUDFIT, KEN JERICO, STEVEN	)	
TOPRANI, MARVIN DAVIS, JOHN W.	)	
PECK, JAMES R. HOPSON, JOHN DOES 1	)	
THROUGH 50,	)	
Defendants.	)	

**MOTION TO LIFT STAY**

AND NOW, come Defendants collectively through their respective counsel and file the within Motion to Lift the Stay of all Civil Proceedings, averring in support thereof as follows:

1. Defendants collectively moved for a stay of the civil litigation on the basis that Plaintiff had been arrested in both Washington and Westmoreland Counties and was facing criminal prosecution in both counties. See ECF Document No. 43, 44 and 45.
2. Plaintiff consented to the stay. See ECF Document No. 50.
3. Thereafter the Court entered an Order staying the case until "...the conclusion of the criminal proceedings against Christie Harr." See ECF Document No. 51.
4. On September 9, 2022, the prosecution of Plaintiff appears to have concluded at a hearing in the Court of Common Pleas of Washington County.

5. The Westmoreland and Washington County prosecutions were consolidated and both occurred in Washington County. See attached hereto the Court of Common Pleas of Washington County Criminal Court Docket CP-63-CR-0000205-2020 and Court of Common Pleas of Washington County Criminal Court Docket CP-63-CR-0001186-2020, collectively marked as Exhibit “A”.

6. Both Dockets reflect that Plaintiff entered a guilty plea on September 9, 2020 to neglect of animals – sustenance/water, third-degree misdemeanor (18 Pa.CS § 5532 §§A1). See Exhibit “A”.

7. However, court orders issued subsequent to the hearing reflect that Plaintiff pled Nolo Contendere as evidenced by the attached “Order of Sentence” and related documents, collectively marked as Exhibit “B”.

8. Plaintiff received a sentence of one year of probation in each of the cases to run consecutively. See Exhibits “A” and “B”.

9. Additional conditions included a mental health evaluation, she was not to possess any animals and she was to have no contact with the animals that were seized from her property. See Exhibits “A” and “B”.

10. With the conclusion of Plaintiff’s criminal court cases and on information and belief that there are no other criminal cases arising out of the search of her properties in Westmoreland and Washington Counties and seizure of animals from each property, it is appropriate at this time to lift the stay of this matter and proceed with the Civil Rights case which Plaintiff brought in this Court.

WHEREFORE, Defendants respectfully request that the Court enter an Order consistent with the proposed Order filed contemporaneously with this Motion.

Dated this 17<sup>th</sup> day of October, 2022.

Date: October 17, 2022

s/ Paul D. Krepps  
Paul D. Krepps, Esquire  
Marshall, Dennehey, Warner,  
Coleman & Goggin  
Union Trust Building, Suite 700  
501 Grant Street  
Pittsburgh, PA 15219  
pdkrepps@mdwgc.com  
**Counsel for Defendant  
Humane Animal Rescue**

Date: October 17, 2022

s/ Amy J. Brinkos  
Amy J. Brinkos, Esquire  
Dickie McCamey & Chilcote, PC  
Two PPG Place, Suite 400  
Pittsburgh, PA 15222  
ABrinkos@dmclaw.com  
**Counsel for Defendants  
Washington Area Humane Society,  
Estate of Glen L. Thomson, Kelly  
Proudfit**

Date: October 17, 2022

s/ Michael P. Gaetani  
Michael P. Gaetani  
Deputy Attorney General  
Scott A. Bradley  
Senior Attorney General  
Office of Attorney General  
1251 Waterfront Place  
Mezzanine Level  
Pittsburgh, PA 15222  
Mgaetani@attorneygeneral.gov  
**Counsel for Defendant  
Samuel Jenesky**

Date: October 17, 2022

s/ Bruce C. Rende  
Bruce C. Rende, Esquire  
Dennis St. J. Mulvihill, Esquire  
Amy V. Sims, Esquire  
William C. Robinson, III, Esquire  
Robb Leonard Mulvihill, LLP  
BNY Mellon Center  
500 Grant Street, Suite 2300  
Pittsburgh, PA 15219  
brende@rlmlawfirm.com  
dmulvihill@rlmlawfirm.com  
asims@rlmlawfirm.com  
wrobinson@rlmlawfirm.com  
**Counsel for Defendants  
Humane Society of the United  
States, Laura Koivula, Shalimar  
Oliver and Leana Stormont**

Date: October 17, 2022

s/ Scott G. Dunlop  
Scott G. Dunlop, Esquire  
Carly Patton Edman, Esquire  
Marshall Dennehey Warner  
Coleman & Goggin  
Union Trust Building, Suite 700  
501 Grant Street  
Pittsburgh, PA 15219  
sgdunlop@mdwgcg.com  
cpedman@mdwwcg.com  
**Counsel for Defendant  
Martin Davis**

Date: October 17, 2022

s/ Charles H. Saul  
Charles H. Saul, Esquire  
Kyle T. McGee, Esquire  
Margolis Edelstein  
535 Smithfield Street, Suite 1100  
Pittsburgh, PA 15222  
csaul@margolisedelstein.com  
kmcgee@margolisedelstein.com  
**Counsel for Defendants  
Ken Jericho and Steven Topriani**

Date: October 17, 2022

s/ Scott Avolio

Scott Avolio, Esquire

Avolio Law Group

117 North Main Street

Greensburg, PA 15601

scott@avoliolaw.com

**Counsel for Defendants**

**John W. Peck and James R.**

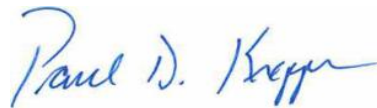
**Hopson**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **MOTION TO STAY ALL CIVIL PROCEEDINGS** has been served upon the following this 17<sup>th</sup> day of October, 2022, via email and/or First-Class Mail, postage-prepaid, as follows:

CHRISTIE HARR  
676 Reed Avenue  
Monessen, PA 15062  
**PLAINTIFF**

**MARSHALL DENNEHEY  
WARNER COLEMAN & GOGGIN**



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PAUL D. KREPPS, ESQUIRE  
**Counsel for Defendant Humane Animal Rescue,  
only,**